IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

APPEAL FROM ORDER No. 119 of 2006

For Approval and Signature:

HONOURABLE MR.JUSTICE AKSHAY H.MEHTA

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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VISHNUDEVI CO.OPERATIVE HOUSING SOC.LTD. & 1 - Appellant(s)
Versus
RAHIMABIBI,D/O GULAMRASUL SALOD & 10 - Respondent(s)

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Appearance :
NANAVATI & NANAVATI for Appellant(s) : 1 - 2.
MR CG SHARMA for Respondent(s) : 1,
NOTICE SERVED for Respondent(s) : 2,6 - 7.
MR KH BAXI for Respondent(s) : 2.2.1,2.2.2 - 5.
DS AFF.NOT FILED (N) for Respondent(s) : 8 - 11.

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CORAM : HONOURABLE MR.JUSTICE AKSHAY H.MEHTA

Date : 15/02/2007

ORAL JUDGMENT :

Admit. Mr. Sharma, learned advocate for respondent no. 1 and Mr. KH Baxi, learned advocate for respondents no. 2 to 5 waive service of notice of admission.

Having heard the learned advocate for the appellant Mr. DS Nanavati and Mr. Sharma, learned advocate for respondent no. 1, it clearly appears that the averments raised at the hearing can be adequately decided in the suit on the basis of the evidence that may be led before the Court. Since the suit is of the year 1991, the following directions can meet the ends of justice:-

1. The trial Court is directed to hear and dispose of the suit as early as possible and in any case not later than 31st July, 2007.
2. Pending the hearing and disposal of the suit, relief regarding observance of status-quo granted by the trial Court shall continue.

The appeal is disposed of in aforesaid terms.

[Akshay H Mehta, J.]

* Pansala.